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18 **UNITED STATES DISTRICT COURT**

19 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

20 ***

21 19 ASHLEY RICE, individually and as special
22 administrator of the estate of ROBERT
23 WENMAN;

24 Plaintiff,

25 22 vs.
26 CITY OF NORTH LAS VEGAS; CITY OF
27 NORTH LAS VEGAS POLICE
28 DEPARTMENT; ROBERT JAMESON,
individually; DOES 1-10, inclusive,
Defendants.

27 CASE NO. 2:20-CV-1542-JCM-DJA
28 **STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES
[SIXTH REQUEST]**

1 **STIPULATION AND ORDER TO EXTEND DISCOVERY**2 **DEADLINES -[SIXTH REQUEST]**

3 Pursuant to LR 6-1 and LR 26-3, the parties, by and through their respective counsel of
 4 record, hereby stipulate and request that this Court extend discovery in the above-captioned case
 5 ~~ninety-one (91) days~~ (60) ~~Monday, August 22, 2022~~ October 21, 2022. In addition, the parties
 6 request that the all other future deadlines contemplated by the Discovery Plan and Scheduling
 7 Order be extended pursuant to Local Rule. In support of this Stipulation and Request, the parties
 8 state as follows:

- 9 1. On August 20, 2020 Plaintiff filed her Complaint in the United States District
 10 Court.
- 11 2. On October 26, 2020, Defendant filed its Answer to the Complaint.
- 12 3. Plaintiff served her Initial and Supplemental Document and Witness Disclosures on
 13 November 18, 2020.
- 14 4. Defendant served its Initial Document and Witness Disclosures on November 18,
 15 2020.
- 16 5. On December 23, 2020 Plaintiff served written discovery on Defendants.
 17 Defendants' served their responses on April 5, 2021.
- 18 6. On January 20, 2021, Robert W. Freeman, Esq. filed his Notice of Association of
 19 Counsel.
- 20 7. On January 22, 2021 Plaintiffs filed their First Amended Complaint. Defendants
 21 filed their Answer on April 19, 2021.
- 22 8. On April 5, 2021, Defendants served their First Supplement to Document and
 23 Witness Disclosures.
- 24 9. On May 10, 2021, Plaintiff served her second set of written discovery on all
 25 Defendants. Defendants served responses to written discovery to Defendant
 26 Jameson on July 23, 2021. The remaining Defendants' responses are due on
 27 August 6, 2021.
- 28 10. On May 27, 2021 Defendants' served written discovery on the plaintiff. The

1 responses were served on July 9, 2021.

2 11. On June 2, 2021, Plaintiff served her third set of written discovery on Defendants.

3 Defendants' responses are due on August 6, 2021.

4 12. On June 25, 2021, Defendants served their Second Supplement to Document and

5 Witness Disclosures.

6 13. On July 9, 2021 Plaintiffs' served their Third Supplemental Disclosures Pursuant to

7 FED. R. CIV. P. Rule 26(a)(1)(A).

8 14. On July 23, 2021, Defendant Jameson served his responses to written discovery.

9 15. On August 5, 2021, Defendant Brucken served his responses to written discovery.

10 16. On August 5, 2021, Defendant Skyler Lee served his responses to written

11 discovery.

12 17. On August 5, 2021, Defendant Jason Lawrence served his responses to written

13 discovery.

14 18. On August 5, 2021, Defendant Mark Suranowitz served his responses to written

15 discovery.

16 19. On August 5, 2021, Defendant Ann Taylor served her responses to written

17 discovery.

18 20. On August 6, 2021, Defendant North Las Vegas Police Department served its

19 responses to Plaintiff's Second, Third and Fourth Requests for written discovery.

20 Defendant City of North Las Vegas served its responses on November 29, 2021.

21 21. On August 10, 2021, Defendants served their Third Supplement to Document and

22 Witness Disclosures.

23 22. On September 10, 2021, Plaintiff served her Fifth request for production of

24 documents on Defendant City of North Las Vegas. Defendant City of North Las

25 Vegas served its responses on November 29, 2021.

26 23. On October 25, 2021, all of the Defendants served supplemental responses to

27 written discovery.

28 24. On October 26, 2021, Plaintiff served her fifth and sixth set of discovery requests.

- 1 25. On November 29, 2022, Defendants served their fourth supplement to 26.1
2 Disclosures.
- 3 26. On December 2, 2021, Plaintiff's served her seventh set of discovery requests on
4 Defendant.
- 5 27. On February 18, 2022, Plaintiff took the deposition of Robert Jameson.
- 6 28. On April 14, 2022, Plaintiff took the deposition of Ann Taylor.
- 7 29. On April 20, 2022, Plaintiff took the deposition of Jason Lawrence.
- 8 30. On May 4, 2022, Defendants served their fifth supplement to 26.1 disclosures.
- 9 31. On May 27, 2022, Defendant took the deposition of Plaintiff.
- 10 32. On June 1, 2022, Defendant took the deposition of Gloria Johnson.

DISCOVERY REMAINING

- 12 1. The deposition of Jim Hudson is scheduled on July 29, 2022.
- 13 2. The parties may take the depositions of the designated experts.
- 14 3. The parties may take the depositions of any and all other witnesses garnered
15 through discovery.

WHY REMAINING DISCOVERY HAS NOT BEEN COMPLETED

17 The parties aver, pursuant to Local Rule 26-3, that good cause exists for the following
18 requested extension. This Request for an extension of time is not sought for any improper purpose
19 or other purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing
20 sufficient time to conduct discovery.

21 The parties seek additional time to complete discovery for several reasons, including but
22 not limited to the fact that this is a complex matter involving claims of wrongful death, violations
23 of the fourth and fourteenth amendments, among other claims.

24 Counsel for Defendant is currently preparing for trial in *Clark, Christopher v. State Farm*
25 *Mutual Automobile Insurance Company*, Eighth Judicial District Court Case No. A-19-804435-C.
26 The trial is expected to last two weeks. In addition, the parties have scheduled the deposition of
27 Detective Jim Hudson twice, however, due to counsel's respective illness this deposition has not
28 gone forward. The deposition is now scheduled to go forward on July 29, 2022.

1 The reasons for this request are not for an improper purpose or for the purpose of delay.

2 Extension or Modification of The Discovery Plan and Scheduling Order. LR 26-3 governs
 3 modifications or extension of the Discovery Plan and Scheduling Order. Any stipulation or
 4 motion to extend or modify that Discovery Plan and Scheduling Order must be made no later than
 5 twenty-one (21) days before the expiration of the subject deadline and must comply fully with LR
 6 26-3.

7 This is the sixth request for extension of time in this matter. The parties respectfully
 8 submit that the reasons set forth above constitute compelling reasons for the short extension.

9 The following is a list of the current discovery deadlines and the parties' proposed
 10 extended deadlines:

Scheduled Event	Current Deadline	Proposed Deadline
Discovery Cut-off	<i>Monday, August 22, 2022</i>	<i>Friday, October 21, 2022</i>
Deadline to Amend Pleadings or Add Parties	<i>Closed</i>	<i>Closed</i>
Expert Disclosure pursuant to FRCP26 (a)(2)	<i>Thursday, June 23, 2022</i>	<i>Thursday, June 23, 2022</i>
Rebuttal Expert Disclosure pursuant to FRCP. 26(a)(2)	<i>Friday, July 22, 2022</i>	<i>Friday, July 22, 2022</i>
Dispositive Motions	<i>Wednesday, September 21, 2022</i>	<i>Monday, November 21, 2022</i>
Joint Pretrial Order	<i>Friday, October 21, 2022</i>	<i>Tuesday, December 20, 2022</i>

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1 WHEREFORE, the parties respectfully request that this Court extend the discovery
2 period by sixty (60) days from the current deadline of August 22, 2022 up to and including
3 October 21, 2022, and the other dates as outlined in accordance with the table above.

4 DATED this 20th day of July, 2022.

DATED this 20th day of July, 2022.

5 LEWIS BRISBOIS BISGAARD & SMITH

6 PETER GOLDSTEIN LAW CORP

7 */s/ Robert W. Freeman*

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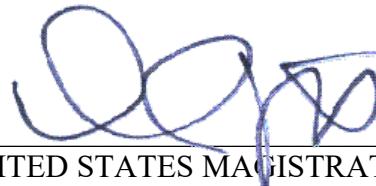
15 10161 Park Run Drive, Suite 150

16 Las Vegas, Nevada 89145

17 *Attorney for Plaintiff*

18 **IT IS SO ORDERED:**

19 DATED this 21st day of July, 2022.

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22 UNITED STATES MAGISTRATE JUDGE
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